

SENATE BILL 728

By Graves

AN ACT to amend Tennessee Code Annotated, Title 16, Chapter 2, Part 5, relative to the procedure for the election of additional judges and chancellors and to create an additional court and position of judge for such court in the eighteenth judicial district.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 16-2-505, is amended by deleting from the first sentence of subsection (a) the word and date "or 1998" and substituting instead the word, punctuation and dates "1998, 2000, 2002, 2004, or 2006".

SECTION 2. Tennessee Code Annotated, Section 16-2-505, is amended by designating the existing language of subsection (b)(3) as subsection (b)(4) and by adding the following new subsection (b)(3):

If the election occurs in 2000, 2002, or 2004, the person elected shall hold office until September 1, 2006, and until his or her successor is elected and qualified.

Thereafter, a judge shall be elected for an eight-year term. At the regular August election in 2006, the qualified voters of all judicial districts required by the provisions of § 16-2-506 to elect an additional judge in 2000, 2002, 2004, or 2006 shall elect a person to such office for a full eight-year term. The person elected in 2006 shall possess the

same qualifications, powers and duties and shall receive the same compensation, payable in the same manner, benefits, emoluments and dignity of office as is required or provided by law for the other circuit judges or chancellors.

SECTION 3. Tennessee Code Annotated, Section 16-2-506, is amended by changing the semicolon ";" at the end of subsection (18)(A) to a period "." and by adding the following to the end of such subsection:

Effective September 1, 2002, there is created an additional circuit court judge position in the eighteenth judicial district. At the regular August election in 2002, the qualified voters of the eighteenth judicial district shall elect a person in accordance with the provisions of §16-2-505, to serve as judge of the circuit court created by this act.

SECTION 4. Tennessee Code Annotated, Section 16-2-512, is amended by deleting the word and date "or 1998" from the first sentence of subsection (a) and substituting instead the word, punctuation and dates "1998, 2000, 2002, 2004, or 2006".

SECTION 5. Implementation of the provisions of this act is subject to funding being provided in the general appropriations act.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.